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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO |
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| 09/737,413 | 12/14/2000 | Santokh S. Badesha | D/A0592Q | 8801 |
| 7590 10/15/2003 | | | EXAMINER | |
| John E. Beck | | | FERGUSON, LAWRENCE D | |
| Xerox Corporat | tion | | | |
| Xerox Square 20A | | | ART UNIT | PAPER NUMBER |
| Rochester, NY 14644 | | | 1774 | 8) |
| | | | DATE MAILED: 10/15/2003 | |

Please find below and/or attached an Office communication concerning this application or proceeding.

| Advisory Action Examiner Lawrence D Ferguson Art Unit Lawrence D Ferguson Tru -The MAILING DATE of this c mmunication appears n the c versibet with the c rresp ndence address THE REPLY FILED 29 September 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment with places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. | | Application N . | Applicant(s) |
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| Claim(s) objected to: Claim(s) rejected: <u>1-21</u> . Claim(s) withdrawn from consideration: | The status of the claim(s) is (or will be) as follow | ws: | |
| Claim(s) rejected: <u>1-21</u> . Claim(s) withdrawn from consideration: | Claim(s) allowed: | | |
| Claim(s) withdrawn from consideration: | Claim(s) objected to: | | |
| · · · | Claim(s) rejected: 1-21. | | |
| 8. The proposed drawing correction filed on is a) approved or b) disapproved by the Examiner. | Claim(s) withdrawn from consideration: | | |
| | . The proposed drawing correction filed on | _ is a)☐ approved or b)☐ di | sapproved by the Examiner. |
| 9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s) | . Note the attached Information Disclosure State | ment(s)(PTO-1449) Paper No | (s) |
| 10. Other: | O C Othor: | | |

Continuation of 5. does NOT place the application in condition for allowance because: Applicant argues neither Badesha or Swift teache a transfer component, intermediate transfer component, transfix component. Examiner is not persuaded by this argument because Badesha teaches the conventionality of an image forming electrostatographic apparatus for forming images on a support comprising a development component, a transfer component and a fixing component (column 1, lines 16-48) having an intermediate component (column 3, lines 44-45)and. Swift teaches an image forming apparatus comprising a charging station, developer, transfer station and intermediate transfer belt that transfer toner to a fuser or transfix component (column 4, lines 39-47). Applicant argues neither reference discloses a heating member associated with a transfix substrate. Swift teaches a heating provided to the transfuse member (column 11, lines 1-12). Applicant further argues one of ordinary skill in the art would not have been motivated to substitue the outer layer of the fuser member of Badesha '643 for the outer layer of the transfix member of Badesha '504. Applicant lacks support for this assertion. Applicant argues there is no mention of the claimed mica-type silicate outer layers for transfix members in the secondary reference. In response to applicant's argument that there is no mention of the claimed mica-type silicate outer layers for transfix members in the secondary reference, the test for obviousness is not whether the features of a secondary reference may be bodily incorporated into the structure of the primary reference; nor is it that the claimed invention must be expressly suggested in any one or all of the references. Rather, the tes is what the combined teachings of the references would have suggested to those of ordinary skill in the art. See In re Keller, 642 F.2d 413, 208 USPQ 871 (CCPA 1981) Applicant argues Swift does not teach the interchangability of transfix and fuser members. Swift teaches an image forming apparatus comprising a charging station, developer, transfer station and intermediate transfer belt that transfer toner to a fuser or transfix component (column 4, lines 39-47) meaning either the fuser or transfix component can be used having the same result of the image forming apparatus.

SUPER ATENT EXAMINER
TECHNOLOGY CENTER 1700